

MARTIN & FERRARO, LLP
1557 Lake O'Pines Street, NE
Hartville, Ohio 44632

Telephone
(330) 877-0700

Facsimile
(330) 877-2030

FACSIMILE TRANSMITTAL

TO:	FROM:
Name: Examiner B. Snow	Name: Amedeo F. Ferraro, Esq.
Firm: U.S. Patent & Trademark Office	Phone No.: 330-877-2030
Fax No.: 703-872-9302	No. of Pages (including this): <u>44</u>
Subject: U.S. Patent Application No. 09/921,851	Date: September 12, 2003
Filed: August 3, 2001	
For: Spinal Implant Surface Configuration	Confirmation Copy to Follow: No
Attorney Docket No. 101.0084-02000	
Confirmation No. 8299	
Customer No. 22882	

Message:

CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that the attached:

1. Information Disclosure Statement with Form PTO-1449 and two documents
are being facsimile transmitted to the U.S. Patent and Trademark Office on September 12,
2003.


Anita Chou

If there is a problem with this transmission please call Anita Chou at 310-286-9800 or the sender at the number above.

The information contained in this facsimile message is privileged and confidential information intended only for the use of the addressee listed above. If you are not the intended recipient or the employee or agent responsible to deliver this message to the intended recipient, please do not use this transmission in any way, but contact the sender by telephone.

Applicant respectfully requests that the Examiner consider the listed document and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed document is material or constitutes "prior art." If the Examiner applies the document as prior art against any of the claims in the application and applicant determines that the cited document does not constitute "prior art" under United States law, applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such document.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed document, should the document be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 50-1066.

Respectfully submitted,

MARTIN & FERRARO, LLP

Date: 9-12-03

By: 

Amedeo F. Ferraro
Registration No. 37,129

1557 Lake O'Pines Street, NE
Hartville, Ohio 44632
Telephone: 330-877-0700
Facsimile: 330-877-2030